

B. The revocation hearing is a public hearing and shall be conducted as outlined in Chapter 3 of these rules. The same procedural and substantive rights which are afforded to an offender at a preliminary hearing are afforded at the revocation.

C.1. - C.2. ...

3. The offender may be allowed to present mitigating circumstances.

D. - F.4. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 15:574.2 et seq., R.S. 15:535 et seq., and R.S. 15:540 et seq.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Board of Parole, LR 24:2306 (December 1998), amended by the Office of the Governor, Board of Pardons, Committee on Parole, LR 39:2273 (August 2013), LR 40:1528 (August 2014), repromulgated LR 40:1695 (September 2014).

§1115. Decision of the Parole Panel

A. - A.6. ...

7. do not revoke, continue on supervision.

B.1. - C.2. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 15:574.2 et seq., R.S. 15:535 et seq., and R.S. 15:540 et seq.

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, Board of Parole, LR 24:2306 (December 1998), amended by the Office of the Governor, Board of Pardons, Committee on Parole, LR 39:2274 (August 2013), amended by the Office of the Governor, Board of Pardons, LR 40:59 (January 2014), amended by the Office of the Governor, Board of Pardons, Committee on Parole, LR 40:1529 (August 2014), repromulgated LR 40:1696 (September 2014).

Sheryl M. Ranatza
Chairman

1409#006

RULE

**Department of Health and Hospitals
Board of Dentistry**

Oral Administration of Versed (LAC 46:XXXIII.1508)

In accordance with the applicable provisions of the Administrative Procedure Act, R.S. 49:950, et seq., the Dental Practice Act, R.S. 37:751 et seq., and particularly R.S. 37:760(8), the Department of Health and Hospitals, Board of Dentistry has amended LAC 46:XXXIII.1508.

Title 46

**PROFESSIONAL AND OCCUPATIONAL
STANDARDS**

Part XXXIII. Dental Health Profession

Chapter 15. Anesthesia/Analgesia Administration

§1508. Oral Administration of Versed

A. Oral administration of Versed shall be performed on the dental premises only. Prescriptions for oral Versed intended for at-home pre-medication is prohibited. Further, all dental offices where oral Versed is administered shall be in compliance with LAC 46:XXXIII.1511, "Required Facilities, Personnel and Equipment for Sedation Procedures," as it pertains to the administration of moderate sedation with parenteral drugs.

AUTHORITY NOTE: Promulgated in accordance with R. S. 37:760(8) and R.S. 37:793.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Dentistry, LR 26:488 (March 2000), amended LR 40:1696 (September 2014).

Arthur Hickham Jr.
Executive Director

1409#113

RULE

**Department of Health and Hospitals
Board of Nursing**

Fees for Registration and Licensure (LAC 46:XLVII.3341)

In accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., and through the authority granted in R.S. 37:918, the Louisiana State Board of Nursing (LSBN) has amended Chapter 33 of its rules particular, by amending §3341 A.1-B.1. The Rule for fee increases will be utilized for operating funds which will further the mission of the Louisiana State Board of Nursing. Top funding expenditures will address key operation issues and process improvements including: disaster preparedness, paperless systems, workforce planning and research through the Louisiana Center for Nursing, personnel costs and related benefits, caseload complexity in investigative and legal services, monitoring and recovery services through Recovery Nurse Program (RNP) and the LSBN's adoption and implementation of the National Council of State Boards of Nursing (NCSBN) evidence-based regulatory management system. With the current overall growth rate of three percent annually in the number of nurses served by the LSBN along with an increase in the number of criminally and drug related complaints, it is projected that LSBN's annual operational expenses will exceed the revenues currently generated. The fundamental purpose of the LSBN is to protect the public. The increased revenue generated from the modest increase in fees will impact the LSBN's ability to better serve the public.

Title 46

**PROFESSIONAL AND OCCUPATIONAL
STANDARDS**

**Part XLVII. Nurses: Practical Nurses and Registered
Nurses**

Subpart 2. Registered Nurses

Chapter 33. General

**Subchapter C. Registration and Registered Nurse
Licensure**

§3341. Fees for Registration and Licensure

A. Notwithstanding any provisions of this Chapter, the board shall collect in advance fees for licensure and administrative services as follows:

1. licensure:

a. - b. ...

c. enrollment application—\$50;

d. RN renewal fee—\$100;

e. RN late fee (plus renewal fee)—\$50;

f. retired license fee (one-time fee)—\$100;

g. - h. ...

i. RN/APRN endorsement temporary permit fee—\$100;

- j. ...
- k. APRN renewal fee—\$100;
- l. APRN late fee (plus renewal fee)—\$50;
- m. - n. ...
- o. APRN prescriptive authority site change—\$50;
- p. reinstatement of prescriptive authority privileges—\$100;
- 1.q. - 2.e. ...

B. Fees for Returned Items

1. The board shall collect a \$25 fee for returned items for payment of any of the fees discussed in LAC 46:XLVII.3341.A.

B.2. - C. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:918 and R.S. 37:927.

HISTORICAL NOTE: Promulgated by the Department of Health and Human Resources, LR 8:417 (August 1982), amended by the Department of Health and Hospitals, Board of Nursing, LR 14:533 (August 1988), LR 22:981 (October 1996), repromulgated LR 24:1293 (July 1998), amended LR 26:84 (January 2000), LR 30:2829 (December 2004), LR:31:2027 (August 2005), LR 36:1246 (June 2010), LR 37:3027 (October 2011), LR 40:1696 (September 2014).

Karen C. Lyon
Executive Director

1409#014

RULE

**Department of Health and Hospitals
Bureau of Health Services Financing
and
Office of Behavioral Health**

**Behavioral Health Services
Physician Reimbursement Methodology
(LAC 50:XXXIII.1701)**

The Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Behavioral Health have amended LAC 50:XXXIII.1701 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

Title 50

PUBLIC HEALTH—MEDICAL ASSISTANCE

Part XXXIII. Behavioral Health Services

Subpart 2. General Provisions

**Chapter 17. Behavioral Health Services
Reimbursements**

§1701. Physician Payment Methodology

A. - B. Reserved.

C. Effective for dates of service on or after September 1, 2013, the reimbursement for procedure codes 90791, 90792, 90832, 90834 and 90837 shall be excluded from the January 2013 Medicare rate changes and shall remain at the Medicaid fee schedule on file as of December 31, 2012.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing and the Office of Behavioral Health, LR 40:1697 (September 2014).

Kathy H. Kliebert
Secretary

1409#101

RULE

**Department of Health and Hospitals
Bureau of Health Services Financing**

**Inpatient Hospital Services
Major Teaching Hospitals
Qualifying Criteria
(LAC 50:V.Chapter 13)**

The Department of Health and Hospitals, Bureau of Health Services Financing has amended LAC 50:V.1301-1309 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

Title 50

PUBLIC HEALTH—MEDICAL ASSISTANCE

Part V. Hospital Services

Subpart 1. Inpatient Hospital Services

Chapter 13. Teaching Hospitals

Subchapter A. General Provisions

§1301. Major Teaching Hospitals

A. The Louisiana Medical Assistance Program's recognition of a major teaching hospital is limited to facilities having a documented affiliation agreement with a Louisiana medical school accredited by the Liaison Committee on Medical Education (LCME). A major teaching hospital shall meet one of the following criteria:

1. be a major participant in at least four approved medical residency programs and maintain at least 15 intern and resident un-weighted full-time equivalent positions. For purposes of this Rule, full-time equivalent positions will be calculated as defined in 42 CFR 413.78. At least two of the programs must be in medicine, surgery, obstetrics/gynecology, pediatrics, family practice, emergency medicine or psychiatry; or

2. maintain at least 20 intern and resident un-weighted full-time equivalent positions, with an approved medical residency program in family practice located more than 150 miles from the medical school accredited by the LCME. For purposes of this Rule, full-time equivalent positions will be calculated as defined in 42 CFR 413.78.

B. For the purposes of recognition as a major teaching hospital, a facility shall be considered a "major participant" in a graduate medical education program if it meets the following criteria. The facility must participate in residency programs that:

1. require residents to rotate for a required experience;

a. - c. Repealed.

2. require explicit approval by the appropriate residency review committee (RRC) of the medical school